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FILED

JUN 01 2010

RICHARD A. ...
CLERK
NORTHERN DISTRICT OF CALIFORNIA

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

LIONEL RUBALCAVA,

Petitioner,

v.

TOM FELKER, Warden,

Respondent.

Case No. C 07-5379 SBA

MOTION TO WITHDRAW AS
ATTORNEY OF RECORD AND
[PROPOSED] ORDER

I, Allen H. Schwartz, hereby move this honorable court for an order allowing me to withdraw as attorney of record for petitioner. I was petitioner's attorney for his writ of habeas corpus, and after denial of the writ was not requested to file an appeal. To my knowledge, petitioner filed his appeal in *propria persona*.

Dated: May 27, 2010

Allen H. Schwartz
Attorney for Petitioner
Lionel Rubalcava

For good cause shown, IT IS HEREBY ORDERED THAT Allen H. Schwartz
by permitted to withdraw as attorney of record in the above-captioned cause.

IT IS SO ORDERED.

6-2-10


SAUNDRA BROWN ARMSTRONG
United States District Judge